

Message Text

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PAGE 01 STATE 027939
ORIGIN HA-05

INFO OCT-01 EUR-12 ISO-00 SSO-00 SS-15 NSCE-00 IO-13
L-03 H-01 CIAE-00 INR-07 NSAE-00 INRE-00 PRS-01
/058 R

DRAFTED BY HA/HR:CBRODY:DJR
APPROVED BY HA:PDERIAN
NSC:GTREAVERTON
EUR/SOV:MLEVITSKY
EUR/RPM:BCLARK

-----009053 021718Z /41

O 021628Z PEB 78
FM SECSTATE WASHDC
TO AMEMBASSY BELGRADE IMMEDIATE

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E.O. 11652: N/A

TAGS: SHUM, SU, CSCE

SUBJECT: MEMORANDUM FROM DR. JOYCE STARR TO AMBASSADOR
GOLDBERG:SHCHARANSKY AND KUZNETSOV CASES

BELGRADE FOR US DEL CSCE

1. FOLLOWING MEMORANDUM FROM DR. JOYCE STARR, SPECIAL ASSISTANT TO BOB LIPSHUTZ, WAS PASSED TO ASSISTANT SECRETARY DERIAN WITH REQUEST THAT IT BE TRANSMITTED TO AMBASSADOR GOLDBERG.
2. BEGIN TEXT. THE WHITE HOUSE, JANUARY 31, 1978, MEMORANDUM TO HONORABLE ARTHUR GOLDBERG FROM DR. JOYCE STARR, SUBJECT: UPDATE ONSHCHARANSKY AND KUZNETSOV CASES.

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3. I HAVE MET OVER THE LAST FEW DAYS WITH AVITAL SHCHARANSKY AND SYLVA ZALMANSON, WIFE OF EDWARD KUZNETSOV. THEY PROVIDED FACTS I THOUGHT SHOULD BE BROUGHT TO YOUR ATTENTION. I REALIZE THAT YOU MAY HAVE MUCH OF THIS INFORMATION FROM OFFICIAL CABLES BUT FELT THAT YOU WOULD WANT TO BE APPRISED OF THESE TWO WOMEN'S

PERCEPTIONS OF THE IMMEDIATE SITUATION FACING THEIR HUSBANDS.

4. WITH REGARD TOSHCHARANSKY:

1) SEVERAL LAWYERS FROM THE WEST DURING THEIR RECENT VISIT TO MOSCOW WERE TOLD BY APRAKSYN, THE HEAD OF THE MOSCOW BAR, THAT SHCHARANSKY'S MOTHER (IDA MILGROM) HAD BEEN ALLOWED TO SEE HIM. IDA MILGROM DENIES SHE HAS BEEN OFFERED AN OPPORTUNITY TO SEE HER SON. IN FACT, SHE CLAIMS THE PROCURATOR TOLD HER THAT SHE WILL NOT BE ALLOWED TO SEE ANATOLY UNTIL AFTER HIS SENTENCE IS PROCLAIMED, INDICATING THAT THIS WILL BE A CLOSED TRIAL. FURTHERMORE, SEVERAL DAYS AGO THERE APPEARED IN IDA MILGROM'S MAILBOX AN UNOFFICIAL LETTER FROM THE KGB STATING THAT ACCORDING TO ARTICLE 360, IT IS ENTIRELY WITHIN THE BOUNDS OF THE LAW THAT SHE BE DENIED THE OPPORTUNITY TO SEE HER SON UNTIL AFTER SENTENCE IS PASSED.

2) ACTIVISTS, FRIENDS OF SHCHARANSKY AND HIS FAMILY HAVE NOT BEEN SHOWN THE DECREE WHICH EXTENDED HIS CASE FOR SIX MONTHS DESPITE THEIR MANY REQUESTS .

3) THE SOVIETS ARE APPARENTLY IN VIOLATION OF THEIR OWN LAWS ON CRIMINAL PROCEDURE IN CONNECTION WITH SHCHARANSKY'S LEGAL DEFENSE. ACCORDING TO SOVIET LAW HE SHOULD BE CONSULTED FACE-TO-FACE AND THEN IN WRITING WITH REGARD TO HIS PREFERENCE ON LEGAL REPRESENTATION. YET THE LIMITED OFFICIAL USE

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AUTHORITIES TOLD MRS. MILGROM THAT IT IS SHE WHO MUST OBTAIN THE LAWYER. IN TURN, SHE HAS RESPONDED THAT THIS CHOICE MUST BE MADE IN CONSULTATION WITH HER SON.

4) OVER 100 PEOPLE HAVE BEEN INTERROGATED IN THIS CASE. ONE OF THESE IS A PRISONER IN EXILE WHO HAS NOT SEEN SHCHARANSKY SINCE FEBRUARY 1975, BUT WAS THREATENED WITH LABOR CAMP IF HE SHOULD REFUSE TO TESTIFY AGAINST SHCHARANSKY.

5) SHCHARANSKY'S FATHER IS ILL WITH A HEART AILMENT; HE HAD HIS ATTACK WHEN HE LEARNED OF THE SIX MONTHS' EXTENSION OF THE CASE.

6) OVER 20 LAWYERS IN THE SOVIET UNION HAVE REFUSED TO TAKE THE CASE. THE ONE LAWYER WHO AGREED TO DO SO IS DINA KAMINSKYA, WHO HAS SINCE BEEN EXILED FROM THE SOVIET UNION. SHE IS CURRENTLY IN EUROPE WITH PLANS TO COME TO THE UNITED STATES.

5. WITH REGARD TO KUZNETSOV:

1) KUZNETSOV HAS BEEN ON A HUNGER STRIKE SINCE
DECEMBER 17, 1977. HE HAS BEEN FORCED-FED BY THE SOVIETS,
AND HIS WIFE HAS RECEIVED INFORMATION THAT HIS THROAT HAS
BEEN BADLY DAMAGED. SYLVA ZALMANSON IS, THEREFORE,

REQUESTING THAT A RELATIVE OR FRIEND BE ALLOWED TO SEE HER
HUSBAND TO CONVINCE HIM TO STOP THE HUNGER STRIKE. SHCHA-
RANSKY'S WIFE, WHO IS KUZNETSOV'S AUNT, HAS ASKED PER-
MISSION TO SEE HIM, BUT THIS REQUEST HAS BEEN REPEATEDLY
DENIED.

6. BOTH MRS.SHCHARANSKY AND MRS. KUZNETSOV STRESSED THE
IMPORTANCE OF US INTERVENTION TO PROTECT THE ESSENTIAL
HUMAN RIGHTS OF THEIR HUSBANDS. THE HOPE THAT THIS EFFORT
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RESPECTIVE FAMILY MEMBERS TO SEE THE TWO MEN TO DETERMINE
THEIR WELL-BEING.

7. I HAVE ALSO BEEN ASKED TO BRING TO YOUR ATTENTION THE
CASE OF ISAAC ZLOTVER. ZLOTVER IS CRITICALLY ILL WITH
CANCER AND MAY NOT LIVE FOR MORE THAN A FEW MONTHS. HIS
WIFE DIED OF CANCER IN 1977. ZLOTVER REQUESTED THAT HE BE
ALLOWED TO LEAVE THE SOVIET UNION TO SEE HIS CHILDREN
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Message Attributes

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Disposition Approved on Date:
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Subject: MEMORANDUM FROM DR. JOYCE STARR TO AMBASSADOR GOLDBERG:SHCHARANSKY AND KUZNETSOV CASES BELGRADE FOR US DEL CSCE
TAGS: SHUM, SU, YO, CSCE, SHUM, (KUZNETSOV), (SHCHARANSKIY, ANATOLIY)
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